



S&H Form: (2/01)

Docket No.: 1454.1519

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Armin SPLETT

Serial No. 10/773,364

Group Art Unit: 3662

Confirmation No. 9479

Filed: February 9, 2004

Examiner: Stein, Julie E.

For: METHOD FOR FINDING THE POSITION OF A SUBSCRIBER IN A RADIO
COMMUNICATIONS SYSTEM

COMMENTS ON REASONS FOR ALLOWANCE

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

On the Notice of Allowability attached to the Notice of Allowance, the Examiner sets forth his reasons for allowing the application. However, there are inconsistencies between the Examiner's reasons and the limitations of the independent claims. For example, the Examiner's reasons appear to correspond somewhat with independent claim 14. However, the Examiner states that the level is changed in order to reduce sensitivity to interference. Reducing sensitivity to interference is offset with italics. The claims do not recite reducing sensitivity to interference.

The Reasons for Allowance appear to be an attempt to briefly summarize the limitations of each of the independent claims. Clearly, this is a difficult task. It is believed that the discrepancies between the reasons for allowance and the limitations of the independent claims are reflection of the difficulty of the task, not an indication of a misunderstanding on the part of the Examiner. It is believed that the Examiner understands the limitations of the independent claims and has allowed the application for the appropriate reasons. Clearly, the scope of the claims is defined by the language thereof, but not by any statements in the Reasons for Allowance.

Application No.: 10/773,364

If there are any questions regarding the meaning of the claims or there is any other confusion, the Examiner is requested to immediately telephone the undersigned.

Respectfully submitted,

STAAS & HALSEY LLP

Date: Jan 13 2006

By: Mark J. Henry
Mark J. Henry
Registration No. 36,162

1201 New York Ave, N.W., Suite 700
Washington, D.C. 20005
Telephone: (202) 434-1500
Facsimile: (202) 434-1501